

Docket No.: 248078US2

COMMISSIONER FOR PATENTS  
ALEXANDRIA, VIRGINIA 22313

RE: Application Serial No.: 10/764,438  
Applicants: Kenji SHIRAISHI, et al.  
Filing Date: January 27, 2004  
For: IMAGING APPARATUS AND IMAGING METHOD  
Group Art Unit: 2622  
Examiner: PETERSON, C.

SIR:

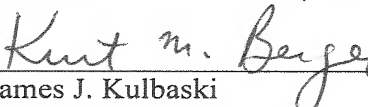
Attached hereto for filing are the following papers:

**PROVISIONAL ELECTION**

Our online credit card payment in the amount of 0 is being made covering any required fees. In the event any variance exists between the amount enclosed and the Patent Office charges for filing the above-noted documents, including any fees required under 37 C.F.R. 1.136 for any necessary Extension of Time to make the filing of the attached documents timely, please charge or credit the difference to our Deposit Account No. 15-0030. Further, if these papers are not considered timely filed, then a petition is hereby made under 37 C.F.R. 1.136 for the necessary extension of time.

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND,  
MAIER & NEUSTADT, P.C.

  
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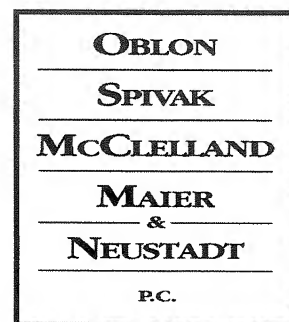
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